

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13576 of 2019

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Ram Chandra Prasad S/o Bhatu Saw Vill.- Surhi, P.s.- Islampur, Distt.-
Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar through Secretary Food and Consumer Protection
Department, Old Secretariat, Patna
2. The District Magistrate Nalanda
3. The District Supply Officer Nalanda
4. The SDO Hilsa, Nalanda

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vijay Anand
For the Respondent/s : Mr. Anisul Haque

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

and

HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

(Per: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR)

2 02-02-2023 Heard Mr. Vijay Anand, the learned counsel for

the petitioner and Mr. Anisul Haque, the learned counsel

for the State.

The license of the petitioner was cancelled which

was challenged by him before this Court *vide* C.W.J.C. No.



2743 of 2017 when the matter was remitted to the Licensing Authority again for writing out a fresh order in accordance with law.

Thereafter, the license of the petitioner was again cancelled against which the petitioner has preferred the present writ petition.

The contention of the petitioner is that the grounds taken by him in his show cause reply has not at all been adverted to.

However, from the order impugned, we find that the reasons have been recorded for rejecting the prayer of the petitioner and cancelling his license. That apart, the petitioner has not exhausted the statutory remedy of appeal.

For the aforementioned two reasons, we are not inclined to entertain this petition.

The petition is dismissed but with the observation that in case an appeal is filed, it shall be taken up by the Appellate Authority and after affording all opportunity to the petitioner to present his cause, a final order shall be



passed within a period of 60 days from the date of acceptance of such an appeal by the Appellate Authority.

The petition stands disposed off accordingly.

(Ashutosh Kumar, J)

(Satyavrat Verma, J)

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